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1648 #
12.03**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/673,716
	Filing Date	February 26, 2001
	First Named Inventor	Pavlakakis, George N.
	Art Unit	1648
	Examiner Name	Winkler, Ulrike
Total Number of Pages in This Submission	Attorney Docket Number	015280-352100US

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Response to Restriction Requirement <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

RECEIVED
AUG 08 2003
TECH CENTER 1600/2900**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual	Townsend and Townsend and Crew LLP Chuan Gao	Reg. No. 54,111
Signature		
Date	August 4, 2003	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Karen Karlin		
Signature		Date	August 4, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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On 8-4-03

TOWNSEND and TOWNSEND and CREW LLP

By: Karen Karlin

PATENT
Attorney Docket No.: 015280-352100US
Client Ref. No.: E-143-1998/0-US-04

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

PAVLAKIS and NAPPI

Application No.: 09/673,716

Filed: February 26, 2001

For: NOVEL POST-
TRANSCRIPTIONAL REGULATORY
ELEMENTS AND USES THEREOF

Customer No.: 20350

Confirmation No.: 4088

Examiner: Winkler, Ulrike

Technology Center/Art Unit: 1648

RESPONSE TO RESTRICTION
REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement mailed July 8, 2003, Applicants elect Group I, claims 1-30, drawn to an isolated PRE nucleic acid and a recombinant virus comprising the PRE sequence as well as a method for eliciting an immune response.

The foregoing election is made with traverse, as the two groups set forth by the Examiner all stem from a common inventive concept and theory, and are thus related. As such, prosecution of the claims of the two groups would not place a substantially greater burden on the Examiner. Applicants therefore respectfully request that the Examiner withdraw the Restriction Requirement and consider the claims together.

Appl. No. 09/673,716
Amdt. dated August 1, 2003
Reply to Restriction Requirement of July 8, 2003

PATENT

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,



Chuan Gao
Reg. No. P-54,111

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